

SUMMARY STATEMENT

Tiller v. Canyon Outdoor Media, LLC

No. 43482

The Idaho Supreme Court affirms the Canyon County District Court's grant of summary judgment in favor of Tiller White, LLC. The district court ruled that Canyon Outdoor's unrecorded easement was unenforceable against Tiller White. On appeal, Canyon Outdoor argued that the district court erred because Tiller White was in fact aware of Canyon Outdoor's unrecorded easement when Tiller White purchased the land and therefore the easement was enforceable. The Supreme Court held that because the easement was unrecorded and there was no evidence that Tiller White had notice of Canyon Outdoor's easement when it purchased the property, the district court did not err by ruling that the easement was unenforceable.